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13 UNITED STATES DISTRICT COURT  
14 DISTRICT OF NEVADA

15 DISH NETWORK L.L.C., ECHOSTAR  
16 TECHNOLOGIES L.L.C., and NAGRASTAR  
LLC,

17 Plaintiffs,

18 v.

19 ANDREW DIMARCO, DAVID DIMARCO,  
DIGITAL WAREHOUSE, INC., and DOES 1-  
20 10, each individually and together d/b/a  
[www.coolsatellite.com](http://www.coolsatellite.com) and  
21 [www.satmonster.com](http://www.satmonster.com),

22 Defendants.  
23

Case No. \_\_\_\_\_

**[PROPOSED] ORDER GRANTING  
PLAINTIFFS' MOTION FOR  
PRELIMINARY INJUNCTION AND  
IMPOUNDMENT**

1 Plaintiffs DISH Network L.L.C., EchoStar Technologies L.L.C., and NagraStar LLC  
2 (collectively, "DISH Network") have moved for a preliminary injunction and order authorizing  
3 impoundment under Fed. R. Civ. P. 65, 17 U.S.C. § 1203(b)(1), and 47 U.S.C. § 605(e)(3)(B)(i)  
4 because Defendants Andrew Dimarco, David Dimarco, and Digital Warehouse, Inc. (together,  
5 "Defendants") are allegedly trafficking in satellite piracy devices.

6 This Court, having reviewed the materials submitted by the parties, **GRANTS** the motion  
7 and orders as follows:

8 1. Defendants and any of their officers, agents, servants, employees, and those acting  
9 in active concert or participation with them who receive actual notice of this Order are enjoined  
10 and must restrain from directly or indirectly:

11 (a) manufacturing, importing, offering to the public, providing, or otherwise  
12 trafficking in (i) the WizHub or any other device that allows a Sonicview receiver to connect to  
13 an IKS server, including the iHub, New Link, and SV Lan; (ii) warranty codes or any other code,  
14 password, or serial number used in accessing an IKS server, including any warranty code for the  
15 WizHub or Limesat receivers; and (iii) any other device used in circumventing DISH Network's  
16 security system or intercepting DISH Network programming;

17 (b) receiving or assisting others to receive DISH Network's satellite signal or  
18 other electronic communications originating from DISH Network's system without authorization;

19 (c) transferring, removing, encumbering, or permitting withdrawal of any  
20 assets or property belonging to Defendants, whether real or personal, tangible or intangible,  
21 including cash, bank accounts of any kind, stock accounts, bonds, and title to Defendants'  
22 business property;  
23

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1 (d) destroying, hiding, or altering any books or records, whether in hard copy  
 2 or electronic form, regarding the satellite television business or finances of Defendants, including  
 3 invoices, purchase orders, receipts, shipping records, banking or investment records, or any  
 4 documents that identify manufacturers, exporters, importers, dealers, or purchasers of the devices  
 5 identified in subsection (a) above, or persons involved in operating any IKS server or receiving  
 6 control words from same.

7 2. No later than five court days following service of this Order, Defendants must  
 8 provide DISH Network a written accounting of all assets and property belonging to Defendants,  
 9 which in the case of any bank account shall include the account name, number, current balance,  
 10 and location of the bank or other custodian holding such account.

11 3. No later than five court days following service of this Order, Defendants shall  
 12 deliver all items identified in paragraph 1(a) above that are in Defendants' possession, custody, or  
 13 control to DISH Network's resident counsel, the firm of Alverson Taylor Mortensen & Sanders  
 14 located at 7401 West Charleston Blvd., Las Vegas, Nevada.

15 4. Defendants and all others who receive notice of this order, including but not  
 16 limited to domain or website hosts, are ordered to immediately lock down and freeze the websites  
 17 *www.coolsatellite.com* and *www.satmonster.com*.


18 5. Defendants and all others who receive notice of this order, including but not  
 19 limited to domain or website hosts, are ordered to immediately cease making the websites  
 20 *www.coolsatellite.com* and *www.satmonster.com* available on the Internet by taking the websites  
 21 and their contents offline.

22 ...

23 ...

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Dated: January 5, 2012

  
United States District Judge